

Tales jurors.

Pay of special venire.

Tales jurors in Mecklenburg.

Cases to be transferred from superior court of Mecklenburg.

age or under, from a box containing the names of the qualified jurors of said county, to be furnished by the county commissioners, and the said special *venire* shall be drawn and the list given to the sheriff of said county, on not less than the day previous to that on which the jurors of said special *venire* are required to serve; and that there may not be a deficiency of jurors upon any day of said court, the judge thereof may order the sheriff to summon a sufficient number of the by standers as may make up the deficiency. In all cases of capital felonies, the special *venire*, ordered by the judge to be summoned, shall be drawn according to the mode herein set forth; should this *venire* be exhausted before a jury is selected, then a second *venire* shall be drawn and summoned in like manner. All jurors drawn under the provisions of this amendment shall receive the same pay per diem as tales jurors, and shall not be regarded as tales jurors or subject to challenge as such. The county commissioners are empowered to allow such an amount per diem to the supervisors of said drawings as they may deem just and proper; and for summoning the special *venire* the sheriff shall receive the same fees as he is allowed by law for summoning tales jurors.

SEC. 20. That in the county of Mecklenburg, if at any time during the session of said court for said county, there should be a deficiency of jurors, the judge may direct that there be summoned of the by-standers a sufficient number of persons to act as tales jurors in said court, in same manner as is now prescribed by law for said jurors in the superior court, and the judge shall also have the power in the trial of capital felonies to order special *venires*, as now prescribed for the superior courts.

SEC. 21. That it shall be the duty of the superior and inferior courts of the county of Mecklenburg, at the next term thereof, to be held after the ratification of this act, to transfer and remove under proper certificates by the clerk of said courts respectively, or by proper exemplifi-